

PHILLIP A. TALBERT
United States Attorney
JESSICA A. MASSEY
Assistant United States Attorney
2500 Tulare Street, Suite 4401
Fresno, CA 93721
Telephone: (559) 497-4000
Facsimile: (559) 497-4099

Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

MARTIN CONTRERAS,

Defendant.

CASE NO. 1:21-CR-00318-JLT-SKO

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
ORDER

DATE: March 1, 2023
TIME: 1:00 p.m.
COURT: Hon. Sheila K. Oberto

1. By previous order, this matter was set for status conference on March 1, 2023.
2. By this stipulation, defendant now moves to continue the status conference until May 17, 2023, and to exclude time between March 1, 2023, and May 17, 2023, under 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4].
3. The parties agree and stipulate, and request that the Court find the following:
 - a) The government has represented that the discovery associated with this case includes body camera footage, lengthy audio footage, and investigative reports. All of this discovery has been either produced directly to counsel and/or made available for inspection and copying.
 - b) The government has extended a plea offer in this case.
 - c) Counsel for defendant desires additional time to consult with his client, conduct investigation and research related to the charges, and review and copy discovery.

1 d) Counsel for defendant believes that failure to grant the above-requested
2 continuance would deny him the reasonable time necessary for effective preparation, taking into
3 account the exercise of due diligence.

4 e) The government does not object to the continuance.

5 f) Based on the above-stated findings, the ends of justice served by continuing the
6 case as requested outweigh the interest of the public and the defendant in a trial within the
7 original date prescribed by the Speedy Trial Act.

8 g) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
9 et seq., within which trial must commence, the time period of March 1, 2023 to May 17, 2023,
10 inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4]
11 because it results from a continuance granted by the Court at defendant's request on the basis of
12 the Court's finding that the ends of justice served by taking such action outweigh the best interest
13 of the public and the defendant in a speedy trial.

14 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
15 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
16 must commence.

17 IT IS SO STIPULATED.

18
19
20 Dated: February 22, 2023

PHILLIP A. TALBERT
United States Attorney

21
22 /s/ JESSICA A. MASSEY
JESSICA A. MASSEY
23 Assistant United States Attorney

24
25 Dated: February 22, 2023

/s/ STEVEN L. CRAWFORD
STEVEN L. CRAWFORD
26 Counsel for Defendant
27 MARTIN CONTRERAS
28

ORDER

IT IS SO ORDERED.

DATED: 2/23/2023

Sheila K. Oberto

Hon. Sheila K. Oberto
U.S. Magistrate Judge